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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAGE SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY:

(1)mil B-Q

Date: /3 / 3 d / 0 3

MAIL STOP NON FEE AMENDMENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Futoshi Tanigawa et al.

Conf. No.:

2369

Group Art Unit:

1745

Appln. No.:

10/081,087

Examiner:

Dah Wei Yuan

Filing Date:

February 22, 2002

Attorney Docket No.:

10059-406US

(P27064-01)

Title:

POSITIVE ELECTRODE ACTIVE MATERIAL FOR ALKALINE STORAGE

BATTERY, POSITIVE ELECTRODE USING THE SAME AND METHOD OF

PRODUCING THE SAME

<u>AMENDMENT</u>

This is in response to the Office Action dated September 30, 2003 (Paper No. 3). This response is being timely submitted by December 30, 2003.

Please amend the above-identified application, without prejudice, as follows: